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# ***Public Utilities Commission of the State of California***

*Wesley M. Franklin, Executive Director*

## Headquarters

505 Van Ness Avenue  
San Francisco, CA 94102  
(415) 703-2782

## Southern California Office

320 West 4<sup>th</sup> Street, Suite 500  
Los Angeles, CA 90013  
(213) 576-7000

Website: <http://www.cpuc.ca.gov>

[Online Calendar Archive: http://www.cpuc.ca.gov/daily\\_calendar\\_archive/](http://www.cpuc.ca.gov/daily_calendar_archive/)

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## **Daily Calendar** **Tuesday, September 18, 2001**

- Regular Commission Meetings
- Notices
- Subscription Information (Daily Calendar and Agenda)
- Commissioner Office Hours
- Public Meetings and Workshops
- Notice of Draft Resolutions (PU Code § 311(g))
- New Filings
- Petitions for Modification of Applications for Rehearing
- Draft Decisions/Proposed Decisions/Alternates/Presiding Officer's Decisions/Arbitrator's Reports/
- Advice Letter Filings
- Miscellaneous Transportation Items
- Miscellaneous Telecommunication Matters
- Adjournments/Resettings/Submissions
- Removals from Calendar
- New Settings
- Law and Motion Hearings
- Hearings
- Notice of Denial of Request for Ex Parte Meeting
- Notice of All-Party Meetings (PU Code §1701.3(c))
- Notice of Ex Parte Communications

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**Commission Decision and Resolution Summaries for the Conference of August 23, 2001, are included in this calendar.**



The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. Please see the *Notice to People With Disabilities* section on page two of this Daily Calendar for further information.

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**REGULAR COMMISSION BUSINESS MEETINGS**

September 20, 2001	10 am	San Francisco
October 11, 2001	10 am	San Francisco
October 25, 2001	10 am	Los Angeles

**COMMISSION RATESETTING DELIBERATIVE MEETINGS**

(Not Open to the Public)

*Ratesetting Deliberative Meeting dates are reserved as noted but will only be held if there are ratesetting matters to be considered.*

October 9, 2001	1:30 pm	San Francisco
October 22, 2001	1:30 pm	San Francisco
November 5, 2001	1:30 pm	San Francisco

**NOTICE TO PEOPLE WITH DISABILITIES**

The CPUC encourages all Californians to participate in its meetings, hearings, workshops, and proceedings. We try to hold our public meetings only in places that are wheelchair accessible and which can accommodate specialized equipment and other services useful to people with disabilities. Please see the notice of the meeting you wish to attend for more specifics (also posted in the Daily Calendar on the CPUC website).

**NOTICES**

**Delivery of Formal Pleadings for Filing**

Unless otherwise directed, all courier-delivered documents submitted for filing as part of the formal record in a proceeding should be hand-carried directly to the Commission's Docket Office, Room 2001, 505 Van Ness Avenue in San Francisco; Suite 500, 320 West 4<sup>th</sup> Street in Los Angeles; or Room 4006, 1350 Front Street in San Diego. All documents sent through the mail for formal filing should be addressed ONLY to the Commission's Docket Office, Room 2001, 505 Van Ness Avenue, San Francisco, CA 94102.

**Charge for Commission Documents**

To purchase Commission documents, there is a charge of 20 cents a printed page (postage prepaid) with a minimum purchase of \$2.00.

**Commission Resources Available for Rental**

The auditorium, hearing rooms and training room at the headquarters of the California Public Utilities Commission, located at 505 Van Ness Avenue, San Francisco, are available for rent. Further information about requirements and fees can be obtained by contacting Colette Kondo at (415) 703-1401.

**SUBSCRIPTION INFORMATION****Subscription Notice for Draft Agenda Items**

In compliance with Public Utilities Code Section 311.5, parties who wish to subscribe to receive draft agenda items may do so by writing to the Public Utilities Commission; Attention: Poly Arca, Room 1003, 505 Van Ness Avenue, San Francisco, CA 94102, or by calling (415) 703-1798. The cost for a one-year subscription to the entire public agenda package (which excludes Executive Session materials) is \$1,000. You may also order a partial agenda package (energy agenda items only or telecommunication agenda items only) at the cost of \$500 per year. The package you receive via mail will include only those agenda items available at the time of the agenda distribution date, which is usually 10 to 12 days prior to the Commission meeting. If agenda items (including revisions) are not ready on the distribution date, they will be made available at no charge in the lobby outside the Commission Auditorium at 9:00 a.m. on the morning of the Commission meeting, but not earlier.

In addition, the Commission will make draft agenda items available for viewing and photocopying (at 20 cents per page) at the Commission's Central Files Office (Room 2002), 505 Van Ness Avenue, San Francisco, and in the Los Angeles, San Diego, and Sacramento field offices. Since the agenda package will be mailed to these locations, it will be available at these locations a day or two after the distribution date. These locations will not receive agenda items that are not ready on the distribution date.

If an agenda item is held over to a subsequent Commission meeting, that agenda item and any revisions to that agenda item that were available on the morning of the initial Commission meeting (as well as any further available revisions) will be mailed in the Escutia package for the subsequent Commission meeting; the item and its revisions will also be available for viewing and photocopying in the Commission's Central Files Office and field offices as set forth above. Intervenors who have a financial hardship determination pending or granted shall be eligible to receive draft agenda item packets at no charge.

The cost to receive the agenda only, without copies of draft agenda items, remains at \$75 per year.

**Subscription Notice for Daily Calendar and/or Agenda**

Parties who wish to subscribe to the Daily Calendar and/or the Agenda may do so by writing to the Public Utilities Commission; Attention: Poly Arca, Room 1003, 505 Van Ness Avenue, San Francisco, CA 94102, or by calling (415) 703-1798. The subscription cost for the Daily Calendar is \$225 per year. The Biweekly Daily Calendar is \$50 per year. The Agenda is \$75 per year. Checks are to be made payable to the Public Utilities Commission.

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**COMMISSIONER OFFICE HOURS**

NONE

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**PUBLIC MEETING & WORKSHOPS**

**Public Meeting**

<i>September 18, 2001 6 pm – 9 pm</i>	<i>Deaf and Disabled Telecommunications Program (DDTP)/California Telephone Access Program (CTAP) California Relay Service (CRS) Request for Proposal (RFP) Consumer Input Meeting - Northern California Newark-Fremont Hilton 39900 Balentine Drive <b>Newark</b></i>
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The DDTP/CTAP invites public input to the California Relay Service (CRS) Request for Proposal (RFP) process, particularly regarding consumer use of the Caller Profile and service quality measurements. Snacks and Refreshments will be served.

Sponsored by the Deaf & Disabled Telecommunications Program (DDTP)/California Telephone Access Program (CTAP).

1.800.867.4323 TTY/Voice or http: [www.ddtp.org](http://www.ddtp.org).

**Public Input Workshops Notice**

<i>The PY2001 LIEE Impact Evaluation Plan Public Workshop September 18, 2001 10 am - 1 pm</i>	<i>Pacific Energy Center 851 Howard Street <b>San Francisco</b></i>
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On July 3, 2001, the Reporting Requirements Manual Working Group (RRMWG) submitted its Program Year 2001 Low-Income Energy Efficiency Impact Evaluation Plan. The workshop will include discussions on this Impact Evaluation Plan. The RRMWG will be amending its plan based on public input as appropriate.

If you are not on the service list for A.00-11-009 you may obtain a copy of the proposal by contacting Mary O'Drain at 415-973-2317 ([mjob@pge](mailto:mjob@pge)).

If you cannot attend the workshops and would like to provide written comments on the proposals that may be incorporated into the workshop discussions, those comments need to be received by 4 PM on the day prior to the workshop, and should be mailed to:

Stephen Rutledge CPUC, Energy Division, 4th Floor  
505 Van Ness Avenue  
San Francisco, CA 94102

For access to the workshop by teleconferencing dial: 1-888-269-8492, pass code: #38056. For more information contact Mary O'Drain at 425/ 973-2317 ([mjob@pge.com](mailto:mjob@pge.com)) or Laura Chiu at 415/ 973-9143 ([lpc2@pge.com](mailto:lpc2@pge.com)).

This location is wheelchair accessible. The meeting is open to the public. Questions regarding the workshop should be addressed to Stephen Rutledge of the Energy Division at (415) 703-1809 ([sjr@cpuc.ca.gov](mailto:sjr@cpuc.ca.gov)) or Donna Wagoner of the Energy Division at (415) 703-3175 ([dlw@cpuc.ca.gov](mailto:dlw@cpuc.ca.gov)).

**Workshop Notice/Public Meeting**

*September 18 - 19, 2001  
9:30 am - 3:30 pm*

*California Public Utilities Commission  
505 Van Ness Avenue, Room 3212  
(Corner of Van Ness and McAllister)*

The ULTS Marketing Board (ULTSMB) will hold its regular meeting to discuss the following: Review and Approve Meeting Minutes from August 14-15, 2001; Program Assessment Contract Update; Market Research Contract and Study Update (by staff and contractor); Interim Marketing Program Phase II Contract Update; Review and Approve Call Center Contractor Selection; CPUC Staff Report and Action Items; Discuss SB 669 Transition and Transfer of Administrative Responsibilities; Discussion between CPUC Telecom Division and ULTSMB Roles and Responsibilities; Review and Approve ULTSMB Expenses for August 2001; Review and Approve ULTSMB 2001 Annual Report; Review ULTSMB Correspondences; Discuss Long Term ULTS Marketing Strategic Plan; Announcements; Set Future Agenda Items; and Hear Public Comments Review and Approve Board Membership Nomination from AT&T.

The general meeting is open to the public. The Board reserves the right to limit the time allocated to public comments and each speaker. If you would like to receive an agenda or full meeting packet, please notify the ULTS Trust Office at (510) 452-2757.

**Public Meeting**

*September 19, 2001  
6 pm - 9 pm*

*Deaf and Disabled Telecommunications  
Program (DDTP)/California Telephone Access  
Program (CTAP)  
California Relay Service (CRS) Request for  
Proposal (RFP)  
Consumer Input Meeting - Southern California  
Greater Los Angeles Council on Deafness, Inc.  
(GLAD)  
2222 LaVerna Avenue  
Los Angeles*

The DDTP/CTAP invites public input to the California Relay Service (CRS) Request for Proposal (RFP) process, particularly regarding consumer use of the Caller Profile and service quality measurements. Snacks and Refreshments will be served.

Sponsored by the Deaf & Disabled Telecommunications Program (DDTP)/California Telephone Access Program (CTAP).

1.800.867.4323 TTY/Voice or <http://www.ddtp.org>.

**Public Meeting**

*September 20, 2001  
9:30 am*

*California Public Utilities Commission  
505 Van Ness Avenue, Room 3209  
(Corner of Van Ness and McAllister)*

The CHCF-A, the CHCF-B and the CTF Administrative Committees will hold a continuation meeting on September 20, 2001 to discuss: 1) Introductions; 2) Public Comments; 3) Discussion/ Approval of August 14, 2001 Public Meeting Minutes; 4) CHCF-A: Discussion/Approval of Expenses and Claims, Discussion/Approval of Payment Letter(s), Status Report on Financial Condition, Discussion/Approval of Implementation of Fund

Transfer, Status Report on Surcharge Rate and Approved State Budget Amount, Review and Approval of Response to Proposed Draft Decision pursuant to Order Instituting Rulemaking into Implementation of Senate Bill 669, and Discussion/Approval of Financial Audit; 5) CHCF-B: Discussion/Approval of Expenses and Claims, Discussion/Approval of Payment Letter(s), Status Report on Financial Condition, Discussion/Approval of Fund Transfer, Status Report on Surcharge Rate and Approved State Budget Amount, Review and Approval of Response to Proposed Draft Decision pursuant to Order Instituting Rulemaking into Implementation of Senate Bill 669, Status Report on CHCF-B Financial Audit, Status Report on Attestation Examinations of Pacific Bell, AT& T, and Wirelessco, Discussion/Approval of Claims Audit of Citizens Telecommunications, Pacific Bell, Roseville and Cox Communications Pursuant to PUC 274; 6) CTF: Discussion/Approval of Expenses and Claims, Discussion/Approval of Payment Letter(s), Status Report on Financial Condition, Discussion/Approval of Implementation of Fund Transfer, Status Report on Surcharge Rate and Approved State Budget Amount, Review and Approval of Response to Proposed Draft Decision pursuant to Order Instituting Rulemaking into Implementation of Senate Bill 669, Status Report on CTF Financial Audit, Status Report on Attestation Examination of Pacific Bell, AT&T, and Wirelessco, Audits on Additional Carriers for CTF Claims; and 7) Next Public Meeting Date and Agenda.

The contact person for this meeting is Hassan Mirza at (415) 703-1638.

**Workshop Notice/Public Meeting***September 20, 2001**10 am – 12 pm**California Public Utilities Commission**505 Van Ness Avenue, Room 3204**(Corner of Van Ness and McAllister)****San Francisco***

The Universal Lifeline Telephone Service (ULTS) Administrative Committee will meet to address the following: Review/Approve Meeting Minutes, Public Comments, Review/Approve the payment of Telephone Claims, Review/Approval ULTS/ULTS Marketing Board Expenses and Financial Reports, Discuss SB669 Transition and closing of ULTS Trust Administrative Office, Discussion between CPUC Telecom Division and ULTSAC regarding Roles and Responsibilities, and Review Administrative Report.

This meeting is open to the public. The Board reserves the right to limit the time allocated for public comments and each speaker. If you would like to receive an agenda or meeting packet, please notify the ULTS Trust office at (510) 452-2757 or e-mail [ultstrust@msn.com](mailto:ultstrust@msn.com).

**Public Meeting***September 20, 2001**(Continuation Meeting)**1:30 pm**California Public Utilities Commission**505 Van Ness Avenue, Room 3212**(Corner of Van Ness Avenue and McAllister Street)****San Francisco***

The CHCF-A, the CHCF-B and the CTF Administrative Committees will hold a meeting to discuss: 1) Introductions; 2) Public Comments; 3) Discuss/Approval of draft letters regarding the transfer of funds A, B, and C to the State Treasury; 4) Approval of Pac Bell claims for catch-up sur-credit period for the remaining months; 5) Review/Approval of Mountain Cellular claim of duplicative payments; and 6) Next Public Meeting Date and Agenda.

The contact person for this meeting is Hassan Mirza at (415) 703-1638.

**Public Meeting**

September 25, 2001 9:30 am	California Public Utilities Commission 505 Van Ness Avenue, Room 3212 (Corner of Van Ness and McAllister) <b>San Francisco</b>
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The CHCF-A, the CHCF-B and the CTF Administrative Committees will hold a continuation meeting on September 25, 2001 to discuss: 1) Introductions; 2) Public Comments; 3) Discussion/ Approval of August 14, 2001 Public Meeting Minutes; 4) CHCF-A: Discussion/Approval of Expenses and Claims, Discussion/Approval of Payment Letter(s), Status Report on Financial Condition, Discussion/Approval of Implementation of Fund Transfer, Status Report on Surcharge Rate and Approved State Budget Amount, Review and Approval of Response to Proposed Draft Decision pursuant to Order Instituting Rulemaking into Implementation of Senate Bill 669, and Discussion/Approval of Financial Audit; 5) CHCF-B: Discussion/Approval of Expenses and Claims, Discussion/Approval of Payment Letter(s), Status Report on Financial Condition, Discussion/Approval of Fund Transfer, Status Report on Surcharge Rate and Approved State Budget Amount, Review and Approval of Response to Proposed Draft Decision pursuant to Order Instituting Rulemaking into Implementation of Senate Bill 669, Status Report on CHCF-B Financial Audit, Status Report on Attestation Examinations of Pacific Bell, AT& T, and Wirelesco, Discussion/Approval of Claims Audit of Citizens Telecommunications, Pacific Bell, Roseville and Cox Communications Pursuant to PUC 274; 6) CTF: Discussion/Approval of Expenses and Claims, Discussion/Approval of Payment Letter(s), Status Report on Financial Condition, Discussion/Approval of Implementation of Fund Transfer, Status Report on Surcharge Rate and Approved State Budget Amount, Review and Approval of Response to Proposed Draft Decision pursuant to Order Instituting Rulemaking into Implementation of Senate Bill 669, Status Report on CTF Financial Audit, Status Report on Attestation Examination of Pacific Bell, AT&T, and Wirelesco, Audits on Additional Carriers for CTF Claims; and 7) Next Public Meeting Date and Agenda.

The contact person for this meeting is Hassan Mirza at (415) 703-1638.

**Public Meeting**

September 27, 2001 9:30 am - 1 pm	PSP Enforcement One Crow Canyon Court, #110 <b>San Ramon</b>
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The Payphone Service Providers Enforcement Committee (PSPEC) will hold its regular meeting to for both the Payphone Service Providers Enforcement (PSPE) and Public Policy Payphone Program (PPPP) to discuss the following: (PSPE) - Review/Approve August 28, 2001 Meeting Minutes; Review/Approve PSPE Program Reports, Financials, and Staffing; Set Future Agenda Items; and Hear Public Comments. Transition of PSP/PPPP to CPUC.

(PPPP) - Review/Approve August 28, 2001 Meeting Minutes; Review/Approve PPPP Program Reports, Financials, and Staffing; Set Future Agenda Items; and Hear Public Comments; and Review/Approve PPPP applications.

**The Board will meet in Closed Session to:** Review Personnel Issues.

The general meeting is open to the public. The Board reserves the right to limit the time allocated to public comments and each speaker. If you would like to receive an agenda or full

meeting packet, please notify the PSPE office at (925) 855-3890 or e-mail  
PSP\_Enforcement@yahoo.com.

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**NOTICE OF DRAFT RESOLUTIONS**  
**(Pursuant to PU Code § 311(g))**

The Telecommunications Division has placed Resolution T-16551 on the October 11, 2001 Commission agenda as Item CA-4. The resolution will revoke 20 long distance companies' CPCNs for failure to comply with Decision 93-05-010 Ordering Paragraph 4. The affected companies are:

U-5201 Long Distance Network	U-5209 One-2-One Comms.
U-5219 WBC Communications	U-5245 Telepacific Telecomms.
U-5252 Int'l Telecom Exchange	U-5254 Comtech Mobile Telephone
U-5285 Am. Teletronics	U-5305 Digicom
U-5322 Phoenix Comms.	U-5309 Addtel Comms., Inc.
U-5328 Ascending Technologies	U-5343 MTC Management Corp.
U-5344 Paracom Corp.	U-5325 Applied Signal Corp.
U-5405 WATS Int'l	U-5374 Cal-Tel Long Distance
U-5430 Total Telecom	U-5396 PowerNet Comms.
U-5442 U.S. Digital Network	U-5432 Int'l Digital Comms.

Anyone with questions or comments about this resolution may write or call:

Joe McIlvain  
Telecom Division  
California Public Utilities Commission  
505 Van Ness Avenue  
San Francisco, CA 94102  
Phone: (415) 703-2185

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Draft Resolution M-4802 (CA-7) will be placed on the Commission Meeting Agenda of October 11, 2001. This resolution adopts level of transportation rate fund fee that should be imposed for fiscal year 2001-02.

Draft Resolution M-4803 (CA-8) will be placed on the Commission Meeting Agenda of October 11, 2001. This resolution adopts level of public utilities commission transportation reimbursement account fees for fiscal year 2001-02.

Draft Resolution M-4804 (CA-9) will be placed on the Commission Meeting Agenda for October 11, 2001. This resolution adopts level of public utilities commission utilities reimbursement account fees for fiscal year 2001-02.



Interested parties may obtain a copy of Resolutions CA-7, CA-8, and CA-9 for review and submission of written comments. A copy of the draft resolution may be obtained from, and any subsequent written comments should be submitted to:

Mike Cooper  
Executive Division  
California Public Utilities Commission  
505 Van Ness Avenue, 3<sup>rd</sup> Floor  
San Francisco, CA 94102  
Telephone: (415) 703-2691  
E-mail: [dmc@cpuc.ca.gov](mailto:dmc@cpuc.ca.gov)

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### **NOTICE OF RESOLUTION TO DISCLOSE INVESTIGATIVE REPORT**

Draft Resolution Authorizing Disclosure of Commission Consumer Services Division (Utilities Safety Branch) Records Pursuant to Public Records Act Request by Terry Singleton, Esq. of Singleton & Associates, on Behalf of the Mexican Consulate of San Diego, Seeking Disclosure of Commission Staff Investigative Records Relating to the Death of Ramon Maldonado-Colin (Incident No. EIR20010309-01).

A draft resolution (L-295) by the Legal Division authorizing disclosure of the Utilities Safety Division's investigative report concerning Incident No. EIR20010309-01, is scheduled for consideration on the October 25, 2001 Commission meeting agenda. The Commission may vote on this resolution at that time, or it may postpone a vote. The Commission may adopt all or part of L-295, amend or modify it, or set it aside and prepare a different resolution.

On September 13, 2001, the draft resolution was circulated to the requesting party and the subject utility, San Diego Gas & Electric, pursuant to Public Utilities Code Section 311(g) and Rules 77.7 and 81 of the Commission's Rules of Practice and Procedure. Interested parties may review the draft resolution and service list at the "Currently Open for Comment" section of the Commission's Internet site at [cpuc.ca.gov](http://cpuc.ca.gov).

The Commission will consider the draft resolution at its October 25, 2001 meeting. Interested parties may file comments on the draft resolution, and may file replies to comments. An original and 2 copies of comments must be filed with the Legal Division by Monday, October 15, 2001, at the address set forth below. Reply comments must be filed by Monday, October 22, 2001.

Commenters must also serve comments, and reply comments, on the service list, and send copies of comments and reply comments by electronic mail to the e-mail address below. Comments shall focus on factual, legal or technical error in the draft resolution, and reply comments shall be limited to identifying misrepresentations of law and fact contained in the comments of other parties. (Rule 77.7.) Parties may view comments at the Commission's San Francisco Office.

Charlyn Hook  
Legal Division  
California Public Utilities Commission  
505 Van Ness Avenue, Room 4107-9  
San Francisco, CA 94102  
Telephone: (415) 703-3050 E-mail: [chh@cpuc.ca.gov](mailto:chh@cpuc.ca.gov)

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**NEW FILINGS**

8/6/01	A01-08-043	XO California, Inc. and ICG Telecom Group, Inc., for Modification of Decision 94-09-065 so that Competitive Local Carriers and Nondominant Interexchange Carriers may Withhold Customer Names from Filings of General Order No. 96-A Contracts and May also Make such Contracts Effective on 14 Days' Notice
8/23/01	I01-08-029	Initiates a formal investigation into the Southern California Edison Company's violations of General Orders 95, 128 and 165 (safety of electric distribution facilities and maintenance). The order details a number of incidents and a series of violations that span several years
9/7/01	A01-09-014	Telegenius, Inc., for Registration an Interexchange Carrier Telephone Corporation pursuant to the provisions of Public Utilities Code Section 1013
9/10/01	A01-09-015	Pacific Gas and Electric Company (U 39-E), to Change Distribution Level Standby Rates As Required by CPUC Decision 01-07-027
9/10/01	A01-09-016	San Diego Gas & Electric Company (U 902-M), Proposing a Standby Rate Design for Non-Exempt Distributed Generation
9/10/01	A01-09-017	Southern California Edison Company, for Approval of Interim Standby Rates

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**PETITIONS FOR MODIFICATION AND APPLICATIONS FOR REHEARING**

**NONE**

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**DRAFT DECISIONS \* PROPOSED DECISIONS \* ALTERNATES \* PRESIDING  
OFFICER'S DECISION \* ARBITRATOR'S REPORTS**

**NONE**

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**ADVICE LETTER FILINGS**

**NONE**

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**MISCELLANEOUS TRANSPORTATION ITEMS**  
**Filings with Rail Safety and Carriers Division**

**NONE**

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**MISCELLANEOUS TELECOMMUNICATION MATTERS**

<b><u>Date Filed</u></b>	<b><u>Subject</u></b>
August 23, 2001	Pursuant to D.97-12-105, you are hereby notified that Marlene R. Hebert of AT&T is nominated to replace Jane Gil of AT&T on the Universal Lifeline Telephone Service Marketing Board in the IEC/CLC seat (January 1, 2001 to December 31, 2003 term). Parties may file a protest to any or all reappointments to the Board within 30 days from the date this notice first appeared on the Commission Daily Calendar. Protest must be filed with Hassan Mirza, Telecommunications Division, 3 <sup>rd</sup> Floor, California Public Utilities Commission, 505 Van Ness Avenue, San Francisco, CA 94012. If no protests are received, appointment to the Board will become effective October 4, 2001

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**TABLE OF SUBMISSION DATES FOR THE PRECEDING TWO WEEKS**

**NONE**

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**ADJOURNMENTS \* RESETTINGS \* SUBMISSIONS**

C.01-06-008 Walker – Yucaipa Mobilehome Residents’ Association, as representative of the residents of Knollwood Mobilehome Park, Plaintiff, vs. Knollwood Mobilehome Estates, Ltd., a California Limited Partnership, dba Knoll Wood Mobilehome Estates, Defendant,  
**Prehearing Conference originally set for September 25, in the Riverside Convention Center, Riverside, CA, now reset to September 25, at 10:00 a.m., as telephonic PHC, in the State Office Building, Room 5106, San Francisco, CA**

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### REMOVALS FROM CALENDAR

NONE

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### NEW SETTINGS

9/20/01 ALJ Jones Comr Bilas	9:00 a.m. R.93-04-003	(EH) – Rulemaking on the Commission’s Own Motion to Govern Open Access to Bottleneck Services and Establish a Framework for Network Architecture Development of Dominant Carrier Networks, and
	I.93-04-002	(EH) – Investigation on the Commission’s Own Motion into Open Access and Network Architecture Development of Dominant Carrier Networks, <b>Commission Courtroom, San Francisco          (also September 25 to 28; October 22 to 26)</b>
10/10/01 ALJ Walker Comr Duque	1:30 p.m. A.01-07-014	(PHC) – In the matter of the Application of Canada Woods Water Company for a Certificate of Public Convenience and Necessity to Operate a Public Utility Water Service, Sewer Service, and Wastewater Reclamation Service in Monterey; to acquire from and operate the facilities of Monterra Ranch Mutual Water Company and Canada Woods Treatment Company; and to establish rates for Public Utility Water Service, Sewer Service and Reclaimed Water Service, <b>Commission Courtroom, San Francisco</b>
10/12/01 ALJ Brown Comr Wood	10:00 a.m. C.01-08-018	(PHC) – United States Can Company, Complainant, vs. Southern California Edison Company, Defendant, <b>Commission Courtroom, San Francisco</b>

1/10/02	10:00 a.m.	<b>(PHC)</b> – Investigation into Talk America, Inc., formerly Talk.com Holding Corporation, formerly Tel-Save, Inc. (U-5289-C and U-5535-C) to determine whether it has violated the laws, rules and regulations governing the manner in which California subscribers are switched from one presubscribed carrier to another, <b>Commission Courtroom, San Francisco</b>
ALJ Econome	I01-08-003	
Comr Brown		
1/14/02	10:00 a.m.	<b>(EH)</b> – Investigation into Talk America, Inc., formerly Talk.com Holding Corporation, formerly Tel-Save, Inc. (U-5289-C and U-5535-C) to determine whether it has violated the laws, rules and regulations governing the manner in which California subscribers are switched from one presubscribed carrier to another, <b>Commission Courtroom, San Francisco</b> <b>(also January 15 – 23, to start at 9:00 a.m.)</b>
ALJ Econome	I01-08-003	
Comr Brown		

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**LAW AND MOTION**

Law and Motion Hearings are held before **Administrative Law Judge Victor Ryerson** at 10:00 a.m. in one of the Commission's San Francisco Office Hearing Rooms, unless otherwise noted. Law and Motion procedures are governed by Resolution ALJ 164. Copies of Resolution ALJ 164 are available from the Commission's Documents Desk (415) 703-1713 or from Central Files (415) 703-2045.

9/10/01	10:00 a.m.	NONE SCHEDULED
9/17/01	10:00 a.m.	NONE SCHEDULED
9/24/01	10:00 a.m.	NONE SCHEDULED

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**FINAL ORAL ARGUMENTS (FOA)**

**NONE**

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**HEARINGS**

Dates in parentheses following the word "also" are subject to change without notice. The assigned Commissioner's name is listed next to the proceedings as matter of record; the assigned Commissioner may not be present at the hearing.

**(PHC) = Prehearing Conference****(WS) = Workshop****(EH) = Evidentiary Hearing****(FPH) = Full Panel Hearing****(PPH) = Public Participation Hearing****(AH) = Arbitration Hearing****(IAM) = Initial Arbitration Meeting****(CA) = Closing Argument****(M) = Mediation****(LM) = Law & Motion**

9/19/01	1:00 p.m.	<b>(PHC)</b> – Order Instituting rulemaking on the Commission’s Own Motion to Consider the Line Extension Rules of Electric and Gas Utilities, <b>Commission Courtroom, San Francisco</b>
ALJ Patrick	R.92-03-050	
Comr Duque		
9/19/01	1:30 p.m.	<b>(PPH)</b> – Conditional application of Pacific Gas and Electric Company (U 39 E) for a Certificate of Public Convenience and Necessity authorizing the construction of the Los Banos-Gates 500 kv transmission project, <b>Police Annex Building, Classroom</b> <b>535 J Street</b> <b>Los Banos, CA</b>
ALJ Allen	A.01-04-012	
Comr Lynch		
	7:30 p.m.	<b>West Hills College Theatre</b> <b>300 Cherry Lane</b> <b>Coalinga, CA</b>
9/20/01	9:00 a.m.	<b>(EH)</b> – Rulemaking on the Commission’s Own Motion to Govern Open Access to Bottleneck Services and Establish a Framework for Network Architecture Development of Dominant Carrier Networks, and
ALJ Jones	R.93-04-003	
Comr Bilas		
	I.93-04-002	<b>(EH)</b> – Investigation on the Commission’s Own Motion into Open Access and Network Architecture Development of Dominant Carrier Networks, <b>Commission Courtroom, San Francisco</b> <b>(also September 25 to 28; October 22 to 26)</b>
9/20/01	2:00 p.m.	<b>(PPH)</b> –Rulemaking on the Commission’s Own Motion to comply with the Mandates of Senate Bill 1712, <b>Double Tree Hotel</b> <b>2050 Gateway Place</b> <b>San Jose, CA</b>
ALJ Bushey	R.01-05-046	
Comr Brown		
	Sept. 24, 2001	City Hall Council Chambers
	2:00 p.m.	531 K Street, 2 <sup>nd</sup> Floor
		Eureka, CA
9/20/01	7:00 p.m.	<b>(PPH)</b> –Order Instituting Rulemaking on the Commission’s Own Motion to Determine whether Baseline Allowances for
ALJ Allen	R.01-05-047	

Comr Brown		Residential Usage of Gas and Electricity should be revised, <b>Double Tree Hotel</b> <b>2050 Gateway Place</b> <b>San Jose, CA</b>
	Sept. 24, 2001 7:00 p.m.	City Hall Council Chambers 531 K Street, 2 <sup>nd</sup> Floor Eureka, CA
9/24/01 ALJ Ryerson Comr Duque	10:00 a.m. I.97-07-018	( <b>EH</b> ) – Investigation on the Commission’s Own Motion into the Operations, Practices, Rates and Charges of the Hillview Water Company, Inc., a corporation, and Roger L. Forrester, the principal shareholder and president, <b>Community Center</b> <b>39800 Road B</b> <b>Oakhurst, CA</b>
9/25/01 ALJ Rosenthal Comr Bilas	10:00 a.m. A.01-01-003	( <b>PHC</b> ) - Application of the Santa Clara Valley Transportation Authority for an order authorizing construction of an at-grade crossing of Hamilton Avenue (82D-5.6) by the light rail transit line of the Vasona Light Rail Project in the City of Campbell, County of Santa Clara, and
	A.01-03-038	( <b>PHC</b> ) - Application of the Santa Clara Valley Transportation Authority for an order authorizing construction of at-grade crossings of the Autumn Street, Delmas Avenue, San Fernando Street and San Fernando Station pedestrian crossing (82D-3.1, 82D-2.9, 82D-2.8, 82D-3.0) by the light rail transit line of the Vasona Light Rail Project in the City of San Jose, County of Santa Clara, <b>Commission Courtroom, San Francisco</b>
9/25/01 ALJ Patrick Comr Duque	10:00 a.m. R.92-03-050	( <b>EH</b> ) – Order Instituting rulemaking on the Commission’s Own Motion to Consider the Line Extension Rules of Electric and Gas Utilities, <b>Commission Courtroom, San Francisco</b> (also September 26 – 27)

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9/25/01	10:00 a.m.	<b>(TELEPHONIC - PHC)</b> – Yucaipa Mobilehome Residents Association, as representative of the residents of Knollwood Mobilehome Park, Plaintiff, vs. Knollwood Mobilehome Estates, Ltd., a California Limited Partnership, dba Knoll Wood Mobilehome Estates, Defendant, <b>State Office Building</b> <b>505 Van Ness Avenue, Rm. 5106</b> <b>San Francisco</b>
ALJ Walker Comr Bilas	C.01-06-008	
9/25/01	1:30 p.m.	<b>(ECP)</b> – PPG Industries, Inc. vs. PG&E, <b>Commission Courtroom</b> <b>State Office Building, Room 1027</b> <b>2550 Mariposa Mall</b> <b>Fresno, CA</b>
ALJ Ryerson	C.01-05-048	
10/1/01	11:00 a.m.	<b>(ECP)</b> – F.S. Orsay, Complainant, vs. Pacific Bell Telephone Company, Defendant, <b>Commission Courtroom</b> <b>State Office Building</b> <b>320 W 4th Street</b> <b>Los Angeles, CA</b>
ALJ Barnett	C.01-01-047	
10/2/01	10:30 a.m.	<b>(EH)</b> – Advantage Energy, LLC, Complainant, vs. San Diego Gas & Electric Company, Defendant, <b>Commission Courtroom, San Francisco</b> <b>(also October 3, to start at 9:30 a.m.)</b>
ALJ Sullivan Comr Bilas	C.01-04-031	
10/10/01	1:30 p.m.	<b>(PHC)</b> – In the matter of the Application of Canada Woods Water Company for a Certificate of Public Convenience and Necessity to Operate a Public Utility Water Service, Sewer Service, and Wastewater Reclamation Service in Monterey; to acquire from and operate the facilities of Monterra Ranch Mutual Water Company and Canada Woods Treatment Company; and to establish rates for Public Utility Water Service, Sewer Service and Reclaimed Water Service, <b>Commission Courtroom, San Francisco</b>
ALJ Walker Comr Duque	A.01-07-014	
10/12/01	10:00 a.m.	<b>(PHC)</b> – United States Can Company, Complainant, vs. Southern California Edison Company, Defendant, <b>Commission Courtroom, San Francisco</b>
ALJ Brown Comr Wood	C.01-08-018	
10/16/01	10:00 a.m.	<b>(PHC)</b> – Application of VarTec Telecom, Inc. for a Certificate of Public Convenience and Necessity to offer Local Exchange and Access Services, <b>Commission Courtroom, San Francisco</b>
ALJ O'Donnell Comr Wood	A.99-04-011	



10/17/01 ALJ Sullivan Comr Duque	10:00 a.m. A.93-12-029	(EH) – Application of Southern California Edison Company to adopt a Performance Based Ratemaking Mechanism effective January 1, 1995, and
	I.94-04-003	(EH) – Order Instituting Investigation into Changing the Method, Timing and Process for Periodically Deriving a Reasonable Revenue Requirement for the Southern California Edison Company, <b>Commission Courtroom, San Francisco</b> <b>(also October 18 and 19)</b>
10/24/01 ALJ Grau Comr Brown	10:00 a.m. I.01-03-021	(EH) – Investigation on the Commission’s Own Motion and Order to show Cause into the Operations, Practices and Conduct of Titan Telecommunications, Inc. (U-6224), and Christopher Bucci, its President and Owner, Respondents, <b>Commission Courtroom, San Francisco</b> <b>(also October 25, 9:00 a.m.; January 2-4, 2002)</b>
10/25/01 ALJ Walker Comr Brown	10:00 a.m. C.01-04-028	(EH) – Skip and Gail Thomson, Complainants, vs. Pacific Bell Telephone Co., Defendant, <b>Ulati Community Center</b> <b>1000 Ulati Drive</b> <b>Vacaville, CA</b>

10/30/01	10:00 a.m.	<b>(EH)</b> – In the Matter of the Application of Pacific Gas and Electric Company Annual Earnings Assessment Proceeding (AEAP) for Approval of Energy Efficiency Shareholder Incentives for 2000 Program Year Accomplishments, 2000 Accomplishments for Pre-1998 Programs, Second Claim for Incentives for the 1999 Accomplishments for Pre-1998 Programs, and Third Claim for Incentives for the 1996 Program Year Accomplishments;
ALJ Walwyn	A.01-05-003	
Comr Lynch		
	A.01-05-009	<b>(EH)</b> – In the Matter of the Application of Southern California Edison Company for Approval of Energy Efficiency and Low Income Energy Efficiency Performance Incentives for 2000 Program Year Accomplishments, the Second Installment of Demand-Side Management and Low Income Shareholder Incentives for the 1999 Program Year, and the Third Installment of Demand-Side Management Shareholder Incentives for the 1996 Program Year. (U 338-E); and
	A.01-05-017	<b>(EH)</b> – In the Matter of the Application of Southern California Gas Company for Authority to increase its Gas Revenue Requirements to Reflect its Accomplishments for Demand-Side Management Program Years 1996 and 1997, Energy Efficiency Program Year 2000, and Low-Income Program Years 1999 and 2000 in the 2001 Annual Earnings Assessment Proceeding (“AEAP”). (U 904-G), <b>Commission Courtroom, San Francisco</b> <b>(also October 31<sup>st</sup>, November 1 – 2, to start at 9 am)</b>
11/5/01	2:00 - 4:00 pm	<b>(PPH)</b> - Rulemaking on the Commission’s Own Motion to Govern Open Access to Bottleneck Services and
ALJ Reed	also at	Establish a Framework for Network Architecture
Comr Bilas	7:00 - 9:00 pm	Development of Dominant Carrier Networks; and
	R.93-04-003	
	I.93-04-002	<b>(PPH)</b> - Investigation on the Commission’s Own Motion into Open Access and Network Architecture Development of Dominant Carrier Networks; and
	R.95-04-043	Order Instituting Rulemaking on the Commission’s Own Motion Into Competition for Local Exchange Service; and

	I.95-04-044	<b>(PPH)</b> - Order Instituting Investigation on the Commission's Own Motion Into Competition for Local Exchange Service, <b>Commission Auditorium, San Francisco</b>
		<b>(also November 14)</b>
	2:00 - 4:00 pm	<b>Carmel Room</b>
	also at	<b>Junipero Serra Building, First Floor</b>
	7:00 - 9:00 pm	<b>320 West 4<sup>th</sup> Street</b>
		<b>Los Angeles, CA 90013</b>
11/9/01 ALJ Walker Comr Duque	10:00 a.m. A.00-10-026	<b>(PHC)</b> - In the matter of the Application of 360networks (USA) Inc. for authority to construct facilities within the State of California required to provide InterLATA and IntraLATA Telecommunications Services, and
	A.99-08-021	<b>(PHC)</b> - Application of Pacific Fiber Link, L.L.C. (U-6028-C) for Modification of its Certificate of Public Convenience and Necessity (CPCN) to Review Proponent's Environmental Assessment for Compliance with the California Environmental Quality Act (CEQA), <b>Commission Courtroom, San Francisco</b>
11/13/01 ALJ Prestidge Comr Bilas	10:00 a.m. A.01-06-029	<b>(EH)</b> – In the Matter of Application of Wild Goose Storage, Inc. to amend its Certificate of Public Convenience and necessity to expand and construct facilities for Gas Storage Operation, <b>Commission Courtroom, San Francisco</b> <b>(also November 14-20 and November 28-30)</b>
11/14/01 ALJ Vieth Comr Duque	10:00 a.m. C.01-05-057	<b>(EH)</b> – Crown Hills Homeowners Association, Complainant, vs. San Diego Gas & Electric Company, Defendant, <b>State Office Building</b> <b>1350 Front Street, Rm. B107</b> <b>San Diego, CA</b> <b>(also November 15)</b>
11/14/01 ALJ Patrick Comr Brown	1:00 p.m. A.99-03-064	<b>(PHC)</b> – In the matter of the Application of Southern California Water Company (U 133 W) for an Order authorizing it to include the remaining \$1,600,000 of the Cost of the Sonoma Treatment Clearlake District, <b>Commission Courtroom, San Francisco</b>

11/26/01 ALJ Allen Comr Lynch	10:00 a.m. A.01-04-012	<b>(EH)</b> – Conditional application of Pacific Gas and Electric Company (U 39 E) for a Certificate of Public Convenience and Necessity authorizing the construction of the Los Banos-Gates 500 kv transmission project, <b>Commission Courtroom, San Francisco</b> <b>(also November 27 – December 7)</b>
11/27/01 ALJ Walker Comr Bilas	10:00 a.m. A.00-06-023	<b>(EH)</b> – In the matter of the application of Southern California Gas Company regarding year six (1999-2000) under its experimental gas cost incentive mechanism and related gas supply matters, <b>Commission Courtroom, San Francisco</b> <b>(also November 28 – 30)</b>
11/28/01 ALJ Econome Comr Brown	2:00 p.m. I.01-06-021	<b>(PHC)</b> – In the matter of the Order Instituting Investigation into the Operations and Practices of Arnold Ray Baeza, an individual dba Best Movers, <b>Commission Courtroom, San Francisco</b>
12/3/01 ALJ Econome Comr Brown	9:30 a.m. I.01-06-021	<b>(EH)</b> – In the matter of the Order Instituting Investigation into the Operations and Practices of Arnold Ray Baeza, an individual dba Best Movers, <b>Commission Courtroom</b> <b>State Office Building, Room 500</b> <b>320 W 4<sup>th</sup> Street</b> <b>Los Angeles, CA</b> <b>(also December 4 &amp; 5)</b>
12/4/01 ALJ Barnett Comr Duque	2:00 p.m. A.96-10-038	<b>(AUDIT REPORT – PHC)</b> – Joint Application of Pacific Enterprises, Enova Corporation, Mineral Energy Company, B Mineral Energy Sub and G Mineral Energy Sub for approval for a plan for merger of Pacific Enterprises and Enova Corporation with and into B Energy Sub (“Newco Pacific Sub”) and G Energy Sub (Newco Enova Sub (“Newco Enova Sub”), the wholly-owned subsidiaries of a newly created holding company, Mineral Energy Company, <b>Commission Courtroom, San Francisco</b>
12/5/01 ALJ Vieth Comr Brown	9:00 a.m. C.01-06-009	<b>(EH)</b> – BH Properties, LLC, Complainant, vs. Suburban Water Systems, Defendant, <b>Commission Courtroom, San Francisco</b>

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12/10/01 ALJ O'Donnell Comr Duque	10:00 a.m. A.01-05-002	<b>(EH)</b> – In the matter of application of California Water Service Company (U 60 W), a corporation, for an order authorizing it to increase rates charged for water service in each of its operating districts to recover increased operating expenditures at its General Office, <b>Commission Courtroom, San Francisco</b> <b>(also December 11-14 to start at 9:30 a.m.)</b>
12/10/01 ALJ McVicar Comr Bilas	9:30 a.m. A.00-08-056	<b>(EH)</b> - Cypress Ridge Service Co., Inc., for a Certificate of Public Convenience and Necessity to Construct and Operate a Public Utility Sewer System in the Unincorporated Area of San Luis Obispo County, near Arroyo Grande, California and to Establish Rates for Service and to Issue Stock; and
	A.01-02-006	<b>(EH)</b> - Rural Water Company, Inc., a California Corporation, for a Certificate of Public Convenience and Necessity to Construct and Operate a Public Utility Sewer System in the Unincorporated Area of San Luis Obispo, near Arroyo Grande, California, and to Establish Rates for Service, <b>Commission Courtroom, San Francisco</b> <b>(also December 11 &amp; 12)</b>
12/11/01 ALJ Sullivan Comr Wood	10:00 a.m. I.01-06-047	<b>(EH)</b> – Investigation into the natural gas procurement practices of Southwest Gas Company, <b>Commission Courtroom, San Francisco</b> <b>(also December 12 and 13)</b>
12/14/01 ALJ Sullivan Comr Wood	10:00 a.m. I.01-06-047	<b>(OA)</b> – Investigation into the natural gas procurement practices of Southwest Gas Company, <b>Commission Courtroom, San Francisco</b>
1/10/02 ALJ Econome Comr Brown	10:00 a.m. I01-08-003	<b>(PHC)</b> – Investigation into Talk America, Inc., formerly Talk.com Holding Corporation, formerly Tel-Save, Inc. (U-5289-C and U-5535-C) to determine whether it has violated the laws, rules and regulations governing the manner in which California subscribers are switched from one presubscribed carrier to another, <b>Commission Courtroom, San Francisco</b>

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1/14/02 ALJ Econome Comr Brown	10:00 a.m. I01-08-003	<b>(EH)</b> – Investigation into Talk America, Inc., formerly Talk.com Holding Corporation, formerly Tel-Save, Inc. (U-5289-C and U-5535-C) to determine whether it has violated the laws, rules and regulations governing the manner in which California subscribers are switched from one presubscribed carrier to another, <b>Commission Courtroom, San Francisco</b> <b>(also January 15 – 23, to start at 9:00 a.m.)</b>
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### EXECUTIVE ORDERS SIGNED

08/16/01	D01-08-029	A01-06-033 – Metropolitan Telecommunications of California, Inc., dba MetTel, For a certificate of public convenience and necessity to provide interLATA and intraLATA telecommunications service as a switchless reseller. <b>Granted. This proceeding is closed.</b>
08/14/01	D01-08-030	C01-07-002 – City of Santa Fe Springs vs. Union Pacific Railroad. <b>Dismissed without prejudice. This proceeding is closed.</b>
08/15/01	D01-08-031	A01-02-029 – OnSite Access Local, LLC. For authority to provide limited facilities based local and interexchange telecommunications service. <b>Dismissed. This proceeding is closed.</b>
	D01-08-032	A00-04-017 – Sentre Communications, LLC. For a certificate of public convenience and necessity to construct telecommunications facilities in San Diego County. . <b>Dismissed. This proceeding is closed.</b>
8/16	D01-08-033	A01-06-035 – Telefyne Incorporated. For a certificate of public convenience and necessity to provide interLATA and intraLATA telecommunications service as a switchless reseller. <b>Granted. This proceeding is closed.</b>
	D01-08-034	A01-06-045 – Optical Telephone Corporation. For a certificate of public convenience and necessity to provide interLATA and intraLATA telecommunications service as a switchless reseller. <b>Granted. This proceeding is closed.</b>

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**PRESIDING OFFICER DECISION WHICH HAS BECOME COMMISSION DECISION  
PURSUANT TO P.U. CODE SECTION 1701.2(a)**

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8/21/01      D01-08-035      I00-09-003 – Order Investigation Investigation into the operations and practices of Igor Unikov and Isay Radomyselsky dba Ace of Bace Moving Company (Respondents). **Revokes Household Goods Carrier Permit T-188,990 issued to respondents; Orders Ace of Bbace to pay reparations to customers; orders Ace to pay a fine of \$40,000 to the Commission, as set forth. This proceeding is closed.**

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**COMMISSION MEETING OF August 23, 2001**

**Commissioners Present:**

**Loretta M. Lynch, President**

**Henry M. Duque**

**Richard A. Bilas**

**Geoffrey F. Brown**

**Carl W. Wood**

8/23/01      D01-08-036      C01-04-001 - Kyle T. Hoffman vs. Del Oro Water Company (Donner Lake Water Company). **Dismissed. Monies held in escrow by the Commission shall be released to Donner. This proceeding is closed.**

D01-08-037      A01-03-035 - TGECC Communications Co., LLC. For a certificate of public convenience and necessity to provide limited facilities-based and resold local exchange service. **Granted as set forth. This proceeding is closed.**

D01-08-038      A01-04-010 - Quality Telephone, Inc. For a certificate of public convenience and necessity to resell local exchange service. **Granted as set forth. This proceeding is closed.**

D01-08-039      A00-09-009 - California Water Service Company (CWS). For authority to increase rates charged for water service in the Palos Verdes District and establishing "Base Year 2000" revenue requirements. A00-09-010, A00-09-011, A00-09-012 – Related matters. **Granted as set forth. The portion of the stipulation relating to a general rate increase for the Palos Verdes District is not authorized because it is precluded by D00-05-047. A00-09-009, A00-09-**

**011 and A00-09-012 are closed. A00-09-010 remains open to consider the special facilities for the Bakersfield District.**

- D01-08-040 C00-01-017 - Robert Hambly, et al. vs. Hillsboro Properties (Hillsboro) and City of Novato (Novato). **The complaint is granted as set forth. Hillsboro shall refund, with interest, all excess rents charged beginning three years before the date the complaint was filed, as set forth. This proceeding is closed.**
- D01-08-041 A01-04-030 - ACC Telecommunications, LLC. For a certificate of public convenience and necessity to provide limited facilities-based and resold local exchange and interexchange services. **Granted as set forth. This proceeding is closed.**
- D01-08-042 A01-04-019 - GeoTel Communications Services, Inc. For a certificate of public convenience and necessity to resell local exchange services. **Granted as set forth. This proceeding is closed.**
- D01-08-043 A01-05-038 - World Communications, Inc. dba Washington WCI. For a certificate of public convenience and necessity to resell local exchange and interexchange services. **Granted as set forth. This proceeding is closed.**
- D01-08-044 A01-05-004 - Adelphia Business Solutions Operations, Inc. (ABSO). For authority to transfer certain telecommunications facilities and other assets owned by ABSO to an affiliate, ACC Operations, Inc. (ACCO) and ultimately to an ACCO subsidiary. **Granted as set forth. This proceeding is closed.**
- D01-08-045 A01-04-014 - RGT Utilities of California, Inc. For a certificate of public convenience and necessity to provide limited facilities-based and resold local exchange service. **Granted as set forth. This proceeding is closed.**
- D01-08-046 A01-05-036 - INDIGINET, INC. For a certificate of public convenience and necessity to provide limited facilities-based and resold local exchange services. **Granted as set forth. This proceeding is closed.**



- D01-08-047      A00-05-058 - Essex Communications, Inc., dba eLEC Communications. For a certificate of public convenience and necessity to provide limited facilities-based and resold local exchange service. **Granted as set forth. This proceeding is closed.**
- D01-08-048      C00-08-040 – Utility Consumer’s Action Network vs. San Diego Gas & Electric. **Extends the 12-month statutory deadline until further order.**
- D01-08-049      A01-03-044 – PacifiCorp. For an accounting order. **Grants PacifiCorp authority to establish regulatory assets or liabilities associated with Financial Accounting Standards 133 and 138. This proceeding is closed.**
- D01-08-050      A99-12-038 - Pacific Gas and Electric Company (PG&E).For an ex parte order approving settlement agreements between PG&E and certain winning bidders in PG&E's Biennial Resource Plan Update. **Awards Aglet Consumer Alliance (Aglet) \$9,731.08 for its contribution to the resolution of three issues considered in D00-12-059. This proceeding is closed.**
- D01-08-051      A01-05-025 – Net-tel Communications Corporation (Net-tel) and Integrated Communications Consultants Corporation (ICC). For an order authorizing the sale of assets to ICC. **Granted as set forth. This proceeding is closed.**
- D01-08-052      A01-02-033 – Williams Communications, LLC. (Williams) For authority to construct specified telecommunications facilities. **Modifies D99-10-062 to allow Williams to construct the facilities addressed in the final negative declaration, included as Attachment A, subject to conditions set forth. This proceeding is closed.**
- D01-08-053      A01-04-013 – City of Pittsburg. For authority to remove a railroad crossing, limit usage of a crossing, and convert a private crossing to a public crossing. **Granted as set forth. This proceeding is closed.**
- D01-08-054      A98-06-021 – San Jose Water Company (SJWC). For authority to issue and sell debentures not exceeding the aggregate amount of \$60,000,000 and to execute and

deliver loan agreement(s). **Grants SJWC's petition to extend the expiration date of D98-07-086 from September 30, 2001 to December 31, 2004. This proceeding is closed.**

- D01-08-055      A00-07-018 - California-American Water Company (Cal-Am). For authority (1) to enter into a Financial Services agreement with an affiliated financing corporation; (2) to issue, sell and deliver to one or more affiliated entities not exceeding in the aggregate \$773,000,000 of any combination of (a) shares of its common stock and (b) debt securities consisting of long-term notes and (3) exempting the issuance, sale and delivery of such stock and debt securities from the Commission's competitive bidding rule. **Grants Cal-Am's petition to reduce the amount of financing authority granted in D00-10-067 from \$773 million to \$283 million. This proceeding is closed.**
- D01-08-056      A01-06-034 – Pacific Pipeline System LLC (PPS LLC). For authority to refinance existing evidence of indebtedness and to extend the maturity date thereof. **Grants PPS LLC's request to refinance \$176,400,000 of debt associated with the construction of the Pacific Pipeline System until August 8, 2003. This proceeding is closed.**
- D01-08-057      A01-02-001 – Santa Clara Valley Transportation Authority (SCVTA). **For authority to widen the existing State Route 880 Overhead at separated grades over Union Pacific Railroad Company's spur track #42 in Santa Clara County. Granted as set forth. This proceeding is closed.**
- D01-08-058      A01-01-023 - NxGen Networks, Inc. For a certificate of public convenience and necessity to NxGen Networks, Inc. to provide competitive local exchange service in the territories of Pacific Bell Telephone Company and Verizon, California Inc. as a reseller limited facilities-based carrier. **Granted as set forth. This proceeding is closed.**
- D01-08-059      C00-03-004 - WTA-Campbell Technology Park, LLC vs. San Jose Water Company. **Finds that WTA-Campbell Technology Park, LLC (WTA) is eligible for refund of a portion of the funds that WTA advanced to San Jose Water Company (SJWC) for**

**the installation of a 16-inch water main necessary to provide fire flow to the development, if other adjacent property owners subsequently receive service through the 16-inch water main. SJWC appealed, arguing that WTA is ineligible for such refunds. This appeal is denied. This proceeding is closed.**

- D01-08-060      R98-09-005 - Order Instituting Rulemaking on the Commission's Own Motion to Consider Modifications to the Universal Lifeline Telephone Service Program and General Order 153. **Grants the motion for a partial stay of D00-10-028 filed by FONES4ALL Corp. (FONES4ALL). The stay applies only to FONES4ALL. This decision also requires FONES4ALL to obtain a surety bond sufficient to cover the amount that FONES4ALL might have to repay to the Universal Lifeline Telephone Service Fund if and when the stay is lifted. (Pres Lynch and Com Wood dissented).**
- D01-08-061      C00-05-023 - State of California Department of Transportation, Cox California Telecom, L.L.C. dba Cox Communications, and CoxCom, Inc. dba Cox Communications of Orange County, vs. Crow Winthrop Development Limited Partnership (Crow Development), and Pacific Bell (Pacific).. **Crow Development and Pacific have filed motions to dismiss the complaint. This decision grants the motions and dismisses the complaint against each defendant. This proceeding is closed.**
- D01-08-062      I87-11-033 - In the Matter of Alternative Regulatory Frameworks of Local Exchange Carriers. **Grants the petition for modification of D01-02-041 filed by the Commission's Office of Ratepayer Advocates (ORA) and revises language relative to ORA's rights to seek information from utilities. This proceeding is closed. (Com Duque will file a dissent).**
- D01-08-063      C00-08-035 – The Utility Reform Network (TURN), the California Mobile Home Resource and Action Association (CMHRAA), and Does 1-100 vs. Four Seasons Mobile Home Park, The Franciscan Mobile Country Club, Rancho Santa Teresa Mobile Home Estates, Diablo Mobile Lodge, Friendly Village

- Mobile Home Park, Pepper Tree Estates Mobile Home Park, Spanish Ranch Mobile Home Park Number 1, Riverbend Mobilehome Park, Hilton Mobile Home Park, Hillview Mobile Home Park, and Does 1-100. **Modifies the settlement proposed by the parties. The defendants are required to pay interest on the refunds disbursed to the mobile home parks' sub-metered customers. This proceeding is closed.**
- D01-08-064      A99-09-029 – Pacific Gas and Electric Company (PG&E). **Stays D01-05-059, approving the application of PG&E for a certificate of public convenience and necessity authorizing the construction of the Northeast San Jose Transmission Reinforcement Project, and certifying a related Environmental Impact Report, in order for the Commission to conduct further proceedings on the cost of the project.**
- D01-08-065      A00-11-009 – Pacific Gas and Electric Company. For Approval of Year 2001 Low Income Programs, in Compliance with Ordering Paragraph 4 of D00-09-036. A00-11-011, A00-11-012, A00-11-020 – Related matters. **This decision allocates Senate Bill X1 5 funding for low-income assistance programs to the small and multi-jurisdictional utilities, and addresses related allocation issues.**
- D01-08-066      A00-11-004 - Pacific Bell Telephone Company. **Dismisses the application of Pacific Bell Telephone Company for authority to categorize Special Access and ISDN Services as Category III Services. This proceeding is closed. (Com Duque dissented).**
- D01-08-067      C00-08-053 – The Office of Ratepayer Advocates vs. Pacific Bell Telephone Company (Pacific). **Finds that Pacific violated various statutes and Commission General Orders in implementing its Prompted Repeat Dialing service and orders Pacific to:** (1) obtain affirmative consent from a customer before deploying Prompted Repeat Dialing on that customer's line, and when Pacific has deployed Prompted Repeat Dialing without such consent, Pacific must obtain such consent or discontinue the service; (2) refund to all non-published California residential customers the \$0.28 per month they pay to be a non-published customer for each month that

**Pacific deployed Prompted Repeat Dialing on these customers' lines without their express consent; as set forth; rejects Pacific's appeal of the Presiding Officer's Decision (POD) and affirms the POD. This proceeding is closed. (Com Duque will file a dissent).**

- D01-08-068      A01-06-036 - Cable & Wireless U.S.A., Inc. (Cable & Wireless). For Approval to Withdraw its Certificate of Public Convenience and Necessity to Provide Resold Local Exchange Service and to Discontinue Provisioning Resold Local Exchange Service. **Authorizes Cable and Wireless to withdraw from the provision of resold local exchange service subject to certain conditions. Cable & Wireless shall provide written notice to its customers of its withdrawal from providing service and any customers that do not select an alternative provider within 30 days shall be transferred to the incumbent local exchange carrier.**
- D01-08-069      A01-07-031 – Pacific Gas and Electric Company (PG&E). For exemption under Section 853 for easements on PG&E land allowing Delta Energy Center, LLC to maintain an electric transition structure for the Delta Project and CPN Pipeline to maintain gas facilities for the Delta Project and the Los Medanos Energy Center Project, or in the alternative for approval of easements under Section 851. **Addresses PG&E'S application for the granting of easements on utility property. (Com Bilas dissented).**
- D01-08-070      A01-06-043 - Pacific Gas and Electric Company (PG&E). For approval of leases to allow CalPeak Power, LLC to site generator plants on utility owned land adjacent to substations. **Grants PG&E's request for an exemption from the requirements of PUCODE Section 851 as set forth. (Com Bilas dissented).**
- D01-08-071      R00-10-002 - Order Instituting Rulemaking into the operation of interruptible load programs offered by Pacific Gas and Electric Company, San Diego Gas & Electric Company, and Southern California Edison Company and the effect of these programs on energy prices, other demand responsiveness programs, and the reliability of the electric system. **This decision grants rail transit agencies a Category J exemption from**

**rotating outages as set forth in Appendices A, B, C and D as set forth. San Diego Gas & Electric Company's emergency petition to modify D01-06-087 is dismissed.**

**R01-08-027 - Order Instituting Rulemaking on the Commission's proposed policies and programs governing low-income assistance programs.**

**R01-08-028 - Order Instituting Rulemaking to examine the Commission's future energy efficiency policies, administration, and programs.**

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**RESOLUTIONS SIGNED ON**

**COMMISSION MEETING OF AUGUST 23, 2001**

**Commissioners Present:**

**Loretta M. Lynch, President**

**Henry M. Duque**

**Richard A. Bilas**

**Carl W. Wood**

**Geoffrey F. Brown**

8/23/2001	ALJ-176-3069	Ratification of preliminary determinations of category for proceedings initiated by application. The preliminary determinations are pursuant to Article 2.5, Rules 4 and 6.1 of the Commission's Rules of Practice and Procedure. <b>Adopted as set forth in the attachment.</b>
	E-3751	Advice Letter 1554-E of Southern California Edison Company. Request for approval of its Qualified Nuclear Decommissioning Trust Investment Management Agreement with Pacific Investment Management Company. <b>Granted as set forth.</b>
	E-3735	Advice Letter 186-E of Southern California Water Company (SCWC). Request to increase the surcharge to offset the current undercollection in the Supply Expense Balancing Account at its Bear Valley Electric Service Customer Service Area. <b>Granted with modifications.</b>
	SU-51	SU-51 – Order fining Ferrellgas for failure to promptly comply with State and Federal pipeline safety directives. <b>Ferrelgas is ordered to pay a fine of \$8,000 without admission of guilt.</b>

- SX-42                      SX-42 - Resolution cancelling Resolution SX-26 which authorized the California Department of Transportation (Caltrans) to conduct a safety demonstration project of Light Emitting Diode (LED) red warning lamps. LED lights are now included as part of General Order 75-C, therefore Caltrans should be released from its obligation to prepare reports on the adequacy of LED lights in Fresno County. **Adopted.**
- SX-43                      City of Oxnard. Resolution authorizing the City of Oxnard to place a traffic signal post adjacent to the existing grade crossing warning devices at the Gonzales Road highway-rail crossing E-406.30 of the Union Pacific Company's Santa Barbara Subdivision, pursuant to Section 12.1 of General Order 75-C. **Adopted.**
- SX-44                      City of Paramount. Request to conduct a trial installation to control the existing Paramount Boulevard-Rosecrans Avenue diagonal railroad crossing with the new improved traffic signals as an alternative to the outmoded railroad control system. **Granted as set forth.**
- SX-45                      Resolution recommending to the California Transportation Commission to allocate, for the 2002-2003 fiscal year, the sum of \$4,500,000 for the purpose of paying the local governments' share of the cost of maintaining automatic grade-crossing protection devices under Public Utilities Code Section 1231.1. **Adopted.**
- T-16545                    Pacific Bell Telephone Company (Pacific). Resolution accepting the elimination of thirteen reports filed by Pacific under the Commission's New Regulatory Framework monitoring program for one summary report and the modifications to five other monitoring reports. **Adopted.**
- T-16546                    Resolution to implement the 711 abbreviated dialing code for connection to the California Relay Service administered by the Deaf and Disabled Telecommunications Program. This resolution also changes the definition of "basic service" as defined in D96-10-066 to include free connection to the California Relay Service by means of the 711 abbreviated dialing code. **Adopted.**
- T-16555                    Universal Lifeline Telephone Service (ULTS) Trust

- Administrative Committee. Resolution adopting the Universal Lifeline Telephone Service Marketing Board (ULTSMB) proposed contract with Sjoberg Evashenk, Inc. to conduct the Interim Marketing Program Assessment. **Adopted.**
- T-16562      Advice Letter 703 of Citizens Telecommunications Company of California, Inc. (CTC-California). Request for approval of an Interconnection Agreement between CTC-California and Sprint Spectrum L.P., in accordance with the provisions of General Order 96-A, and Resolution ALJ-178. **Granted as set forth.**
- TL-18972      Resolution approving issuance of charter-party carrier certificates pursuant to Section 5374(b) of the Public Utilities Code to: LA Express Medical Transportation Inc. dba Transportation Company – P 13801-B; Tahoe Motors Inc. dba Tahoe Tours – P 13891-B; Pacino Enterprises, Inc. dba Andiamo Transportation – P 14242-B; TBE International Inc. – P 14303-B; Juan A Talavera and Ruben S. Vega dba V and T Express – P 14309-A; Michael Henry Kijak dba Up and Away Ballooning – P 14328-C; MSF Tours, Inc. dba MSF Tours – 14357-B; Mario Caceres Jimenez dba Mario's Tours – P-14379-B; Patrick F. Lopes dba AhuttleWorks – P14452-A; Andre Charles Jones and Justin Paul Bernstein dba Dream Limousine – P 14467-B; Empire Chauffeur Service Ltd. Db a Empire International Ltd – 14502-A. **Adopted.**
- W-4277      Advice Letters 1493 and 1493-A of California Water Service Company, Bakersfield and Hermosa-Redondo Districts. Request for an offset rate increase producing additional annual revenues of \$2,204,500 or 1.2% of those district's adopted revenue. **Granted as set forth.**
- W-4283      Advice Letter 85 of Alco Water Service (AWS), Salinas Division. Order authorizing an offset rate increase of \$200,984 or 6.4% in additional revenue due to increased purchased power costs. **Adopted.**
- CA-4284      Advice Letter 554 of California-American Water Company, Monterey Division. Order authorizing an offset increase in rates producing an overall increase of \$622,947 or 2.63% in additional revenue. **Adopted.**
- W-4285      Agate Bay Water Company. Order authorizing a general rate increase in rates producing \$20,516 or 10.45%



additional annual revenue for Test Year 2001. **Adopted.**

- W-4286 Advice Letter 98 of Del Oro Water Company, Paradise Pines District. Order authorizing a one-time rebate of \$1.62 to each customer and authorizes an adjustment and extension of its established water quantity surcharge producing an increase in revenue of \$94, 885 or 8.91% to offset costs of purchased water. **Adopted.**
- W-4288 Advice Letter 21 of Garrapata Water Company. Order authorizing an offset rate increase of \$2,179 or 6.14% in additional revenue. **Adopted.**
- W-4289 Advice Letter 47 of Toro Water Service. Order authorizing an offset rate increase of \$14,845 or 5.74% in additional revenue due to increased purchased power costs. **Adopted.**
- W-4290 West Water Company, Inc. Order authorizing a a general rate increase producing additional annual revenue of \$3,706 or 67% in 2001. **Adopted.**
- W-4291 Advice Letter 57 of East Pasadena Water Company. Order authorizing an offset rate increase of \$44,635 or 3.2% in additional revenue due to increased purchased power costs. **Adopted.**
- W-4292 Advice Letter 86 Of Alco Water Service, Normco Division and Moss Landing Division. Order authorizing an offset rate increase of \$19,510 or 11.6% for the Normco Division, and \$9,096 or 9.64% for the Moss Landing Division in additional revenue due to increased purchased power costs. **Adopted.**
- W-4295 Advice Letter 99 of Del Oro Water Company, Magalia District. Order authorizing an offset rate increase in rates producing an overall increase of \$6,611 or 4.97% in additional revenue. **Adopted.**

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#### NOTICE OF DENIAL OF REQUEST FOR EX PARTE MEETING

*On September 20, 1996, the Commission adopted Resolution ALJ 169 regarding the "Filing of Notice of Denial of Request for Ex Parte Meeting." The resolution implements an interim procedure whereby a party whose written request for an ex parte meeting with a Commissioner has been denied will be allowed to file a notice of such denial. Copies of Resolution ALJ 169 are*

*available from the Commission's Central Files Office at 505 Van Ness Avenue, Room 2002, San Francisco; telephone (415) 703-2045. **Copies of tendered notices are available in the Central Files Office for review and/or reproduction under existing procedures. They are also available from the filing party who is under the obligation to provide copies of the notice without delay.***

NONE

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**NOTICE OF ALL-PARTY MEETINGS (PU Code § 1701.3(c))**

NONE

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**NOTICE OF EX PARTE COMMUNICATIONS**

NONE

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